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AGREEMENT BETWEEN
THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND
THE GOVERNMENT OF TURKMENISTAN
REGARDING COOPERATION TO FACILITATE
THE PROVISION OF ASSISTANCE

The Government of the United States of America and the Government of Turkmenistan:

Recognizing the interests of the Government of the United States of America and the Government of Turkmenistan in cooperating to facilitate the provision of humanitarian and technical economic assistance to benefit the people of Turkmenistan; and

Recognizing the need to make certain practical arrangements to help ensure the effectiveness of that assistance;

Have agreed as follows:

ARTICLE I

TAXES AND OTHER CHARGES

(a) Commodities, supplies or other property provided or utilized in connection with United States assistance programs may be imported into, exported from, or used in Turkmenistan free from any tariffs, dues, customs duties, import taxes, and other similar taxes or charges imposed by Turkmenistan, or any subordinate organ thereof.

(b) Any United States Government or United States private organization that has responsibility for

implementing United States assistance programs, and any personnel of such private organization who are not nationals of or ordinarily resident in Turkmenistan in connection with such programs, shall be exempt from (1) any income, social security or other taxes imposed by Turkmenistan, or any subdivision thereof, regarding income received in connection with the implementation of United States assistance programs, and (2) the payment of any tariffs, dues, customs duties, import taxes, and other similar taxes or charges upon personal or household goods imported into, exported from, or used in Turkmenistan for the personal use of such personnel or members of their families.

(c) The access and movement of aircraft and vessels operated by or for the Government of the United States of America in connection with United States assistance programs in Turkmenistan shall be free of landing fees, navigation charges, port charges, tolls and similar charges by Turkmenistan, or any subordinate organ thereof.

ARTICLE II

STATUS OF PERSONNEL

Civilian and military personnel of the United States Government present in Turkmenistan in connection with United States assistance programs shall be accorded status equivalent to that accorded administrative and technical staff personnel under the Vienna Convention on Diplomatic Relations of April 18, 1961. Nothing in this agreement shall be construed to derogate from the privileges and immunities granted to any personnel under other agreements.

ARTICLE III

INSPECTION AND AUDIT

Upon reasonable request, representatives of the Government of the United States of America may examine the utilization of any commodities, supplies, other property, or services provided under United States assistance programs at sites of their location or use; and may inspect or audit any records or other documentation in connection with the assistance wherever such records or documentation are located during the period in which the United States provides assistance to Turkmenistan and for three years thereafter.

ARTICLE IV

USE OF ASSISTANCE

Any commodities, supplies, or other property provided under United States assistance programs will be used solely for the purposes agreed upon between the Governments of the United States of America and Turkmenistan. If use of any commodities, supplies or other property occurs for purposes other than those agreed upon under such programs, which the Government of the United States of America determines could reasonably have been prevented by appropriate action of the Government of Turkmenistan, the Government of Turkmenistan upon request shall refund in United States dollars to the Government of the United States of America the amount disbursed for such commodities, supplies, or other property. The Government of the United States of America may, in its

discretion, make available the amount refunded to finance other costs of the assistance activity involved.

ARTICLE V

CURRENCY

Funds brought into Turkmenistan in connection with United States assistance programs shall be convertible into the currency of Turkmenistan at the rate providing the largest number of units of such currency per United States dollar which, at the time the conversion is made, is lawful for any commercial or other transaction in Turkmenistan.

ARTICLE VI

OTHER AGREEMENTS

The Government of the United States of America and the Government of Turkmenistan recognize that further arrangements or agreements may be necessary or desirable with respect to particular United States assistance activities. In case of any inconsistency between this Agreement and any such further written agreements, the provisions of such further written agreements shall prevail.

ARTICLE VII

ENTRY INTO FORCE

This Agreement shall enter into force upon signature by both parties.

Done at Ashgabat, this 30th day of November, 1993, in duplicate, in the English language. A Turkmen language text

shall be prepared which shall be considered equally authentic upon an exchange of diplomatic notes confirming its conformity with the English language text.

FOR THE GOVERNMENT OF
THE UNITED STATES OF AMERICA:

Joseph S. [Signature]

FOR THE GOVERNMENT OF
TURKMENISTAN:

[Signature]